IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL REVISION APPLICATION No.335 of 2007

WITH

CRIMINAL APPLICATION No. 220 of 2007

Madhukar Pandharinath Khandavi
& Ors. ..Applicants.

Vs.

The State of Maharashtra
& Anr ..Respondents.

Mr R. S.Kate, Advocate for the Applicants.

Ms. M.H. Mhatre, APP for the Respondent No.1.

Mr R. D. Suryawanshi, Advocate for Respondent No.2.

CORAM: V.C. DAGA,J.

DATED: 1.8. 2007.

P.C.:-

1. Heard the learned counsel for the applicants, the learned APP for the State-respondent no.1 and learned counsel for the respondent No.2. The complainant is present in the Court.

2. Having heard the parties, it appears that the dispute arose between the family members. The accused No.1 has been acquitted for the offence charged. The applicants (i.e. the accused Nos. 2 to 4) have been convicted for the offence punishable under Sections 323, 324, 452 read with Section 34 of the I.P.C.by

the trial Court.The lower Appellate Court has confirmed the order of conviction.

3. Both the learned counsel submit that the differences between the parties stand amicably resolved out of the Court and, therefore, they may be permitted to compound the offence in view of the judgments reported in the case of **Salim and Others Vs. State of M.P. 1995 Supp (4) Supreme Court Cases 631**, and **Sarjerao Shamrao Dhas & Ors vs. State of Maharashtra, ALL MR (Cri) 219**. The facts in the present case and those in the case of Salim (supra) are similar.

4. The applicants-accused have undertaken to deposit the fine amount in this Court within one week from today. This order would be operative on deposit of fine.

5. In the above view of the matter, the revision is partly allowed. The conviction on all counts is confirmed, however, the sentences are reduced to that already undergone by the accused-applicants. The bail bonds shall stand cancelled.

6. The revision application is disposed of with no order as to costs.

7. In the light of the aforesaid order, Criminal Application No. 220 of 2007 also stands disposed of accordingly.

(V.C. DAGA,J.)